



State Water Resources Control Board



Linda S. Adams

Secretary for
Environmental Protection

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300

P.O. Box 2000 ♦ Sacramento, California 95812-2000

Fax: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger

Governor

March 25, 2009

VIA ELECTRONIC MAIL

TO: ENCLOSED SERVICE LIST

SERVICE LIST OF PARTICIPANTS TO EXCHANGE INFORMATION: WATER RIGHT HEARING TO DETERMINE WHETHER TO ADOPT A CEASE AND DESIST ORDER AND IMPOSE AN ADMINISTRATIVE CIVIL LIABILITY COMPLAINT AGAINST NORTH GUALALA WATER COMPANY - SCHEDULED TO COMMENCE ON MAY 27, 2009

In accordance with the State Water Resources Control Board's (State Water Board) Notice of Public Hearing (Notice), dated February 23, 2009, regarding the above subject hearing, enclosed is a Service List of Participants who have submitted a Notice of Intent to Appear (NOI) and who have indicated intent to participate in the above-referenced hearing. Copies of the NOIs are attached.

As instructed in Section 4 of the February 23rd Notice's attachment entitled, "Information Concerning Appearance at Water Right Hearings," each participant shall submit to the State Water Board either: seven paper copies of each of its exhibits or five paper copies and one electronic copy of each of its exhibits no later than **12 Noon, Wednesday, May 6, 2009**. Please see Section 5 of the Notice's attachment for details regarding electronic submissions. With exhibits, each participant must submit to the State Water Board and serve on the other participants a completed "Exhibit Identification Index". Please submit the "Exhibit Identification Index" to the State Water Board in either Microsoft Word or Excel format. **All of the required copies must be received by the noon, May 6, 2009, deadline.** Each participant shall also serve a copy of each exhibit on every participant on the service list. Participants may serve those participants who agree to electronic service with an electronic copy of exhibits. For this hearing, all participants have agreed to accept electronic service of hearing-related materials.

All written testimony and other exhibits submitted to the State Water Board should be addressed as follows:

Division of Water Rights
State Water Resources Control Board
Attention: Ernest Mona
P.O. Box 2000
Sacramento, CA 95812-2000

Email: wrhearing@waterboards.ca.gov
With Subject of "NGWC ACL/CDO Hearing"

California Environmental Protection Agency

NGWC ACL/CDO Hearing
Service List of Participants
March 25, 2009

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The NOIs and other documents related to this hearing will also be posted on the Division of Water Rights website at: <http://www.waterrights.ca.gov/Hearings/ngwc.html>.

If you have any questions, please contact me at (916) 341-5359 or by email at emona@waterboards.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Ernest Mona". The signature is written in a cursive style with a large initial "E".

Ernest Mona
Hearings and Special Projects

Enclosures

**HEARING TO DETERMINE WHETHER TO ADOPT A CEASE AND DESIST ORDER
AND IMPOSE AN ADMINISTRATIVE CIVIL LIABILITY COMPLAINT AGAINST NORTH
GUALALA WATER COMPANY - SCHEDULED TO COMMENCE ON MAY 27, 2009**

**SERVICE LIST
(March 25, 2009)**

**PARTICIPANTS TO BE SERVED WITH WRITTEN TESTIMONY, EXHIBITS AND
OTHER DOCUMENTS. (Note: The participants listed below agreed to accept
electronic service, pursuant to the rules specified in the hearing notice.)**

NORTH GUALALA WATER COMPANY

c/o Alan B. Lilly

Bartkiewicz, Kronick & Shanahan, P.C.

1011 22nd Street

Sacramento, CA 95816-4907

ABL@bkslawfirm.com

DIVISION OF WATER RIGHTS PROSECUTION TEAM

c/o David Rose

State Water Resources Control Board

1001 I Street

Sacramento, CA 95814

DRose@waterboards.ca.gov

NOTICE OF INTENT TO APPEAR

09 MAR 25 AM 10:44

North Gualala Water Company plans to participate in the water right hearing regarding
(name of party or participant) **DIV. OF WATER RIGHTS
SACRAMENTO**

**Cease and Desist Order and
Proposed Administrative Civil Liability**

**North Gualala Water Company
North Gualala River tributary to Gualala River then Pacific Ocean
in Mendocino County**

**scheduled to commence
May 27, 2009**

Check all that apply:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we agree to accept electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
John H. Bower	Responses to ACL and draft CDO	20 min.	No

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative:

Signature: Alan B. Lilly Dated: March 25, 2009

Name (Print): Alan B. Lilly

Mailing Address: Bartkiewicz, Kronick & Shanahan, P.C.
1011 22nd Street

Sacramento, CA 95816-4907

Phone Number: (916) 446-4254 Fax Number: (916) 446-4018

E-mail: abl@bkslawfirm.com

NOTICE OF INTENT TO APPEAR

STATE WATER RESOURCES
CONTROL BOARD

09 MAR 25 AM 9:55

HEARING REGARDING:
DIV. OF WATER RIGHTS
SACRAMENTO

Division of Water Rights Prosecution Team plans to participate in the water right hearing regarding:
(name of party or participant)

**Cease and Desist Order and
Proposed Administrative Civil Liability**

**North Gualala Water Company
North Gualala River tributary to Gualala River then Pacific Ocean
in Mendocino County**

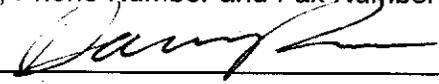
**scheduled to commence
May 27, 2009**

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we agree to accept electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Laura Lavallee - Water Resource Control Engineer	Field Investigation findings and conclusions, and recommendations for enforcement actions.	20 minutes	yes
Chuck Rich - Senior Water Resource Control Engineer	Field Investigation findings and conclusions, and recommendations for enforcement actions.	20 minutes	yes
Jane Arnold - Staff Environmental Scientist, Department of Fish and Game	Basis and necessity for existing bypass term; need for site-specific studies by NGWC.	20 minutes	yes

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative

Signature:  Dated: March 25, 2009

Name (Print): David Rose

Mailing Address: State Water Resources Control Board
1001 I Street, Sacramento, California 95814

Phone Number: (916) 341-5196 Fax Number: (916) 341-5199

E-mail: DRose@waterboards.ca.gov